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6 Attorneys for Defendant  
United States of America  
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8 IN THE UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA

10 MARLIN KALYNY HABIB KALYNY,  
11  
12 Plaintiffs,  
13  
14 v.  
15 USCIS, ET AL.,  
16  
17 Defendant.

CASE NO. 2:24-CV-00795 DJC-JDP  
STIPULATION AND ORDER FOR  
TEMPORARY ABEYANCE

18 The Defendants respectfully request to hold this case in temporary abeyance through  
19 February 26, 2025, and counsel for Plaintiffs does not oppose. In this case, Plaintiff alleges  
20 that U.S. Citizenship and Immigration Services ("USCIS") has unreasonably delayed  
21 scheduling an interview on his pending asylum application, which he filed in 2015. USCIS has  
22 scheduled Plaintiff's asylum interview for October 29, 2024. The parties anticipate that this  
23 lawsuit will be rendered moot once USCIS completes its adjudication of Plaintiff's application,  
24 and USCIS will endeavor to do so within 120 days. If USCIS needs to reschedule Plaintiff's  
interview, it will endeavor to do so within four weeks.

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1 The parties therefore stipulate that this matter be held in temporary abeyance through  
2 February 26, 2025. The parties further request that all other filing and case management  
3 deadlines be similarly vacated.

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5 Respectfully submitted,

6  
7 Dated: May 28, 2024

PHILLIP A. TALBERT  
United States Attorney

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9 By: /s/ ELLIOT C. WONG  
10 ELLIOT C. WONG  
Assistant United States Attorney

11  
12 /s/ DOUGLAS LEHRMAN  
13 DOUGLAS LEHRMAN  
Counsel for Plaintiff

14  
15  
16 ORDER

17 It is so ordered.

18  
19 Dated: May 29, 2024

/s/ Daniel J. Calabretta  
20 THE HONORABLE DANIEL J. CALABRETTA  
21 UNITED STATES DISTRICT JUDGE  
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